



The State of New Hampshire  
**DEPARTMENT OF ENVIRONMENTAL SERVICES**

**Thomas S. Burack, Commissioner**



August 30, 2016

Her Excellency, Governor Margaret Wood Hassan  
and The Honorable Council  
State House  
Concord, NH 03301

**REQUESTED ACTION**

Approve Susan Klaubert's request to perform the following work on Lake Winnepesaukee, in Alton. File # 2016-01419. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Place 23 cubic yards of fill on 190 sq. ft. of lakebed to extend an existing breakwater with a 4 ft. x 40 ft. cantilevered dock to a total length of 50 ft., remove 7 cubic yards of breakwater from 60 sq. ft. of lakebed to open a 6 ft. gap at the shoreline, and install 3 tie off piles to the south of the docking structure on an average of 100 ft. of frontage along Lake Winnepesaukee, on Rattlesnake Island, in Alton.

The Department imposed the following conditions as part of this approval:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction as received by DES on August 1, 2016.
2. This permit is not valid and effective until it has been recorded with the appropriate county Registry of Deeds by the applicant. Prior to starting work under this permit, the permittee shall submit a copy of the recorded permit to the DES Wetlands Program by certified mail, return receipt requested.
3. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code of Administrative Rules Env-Wq 1400 during and after construction.
4. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
5. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area and shall remain in place until suspended particles have settled and water at the work site has returned to normal clarity.
6. All dredged material and construction-related debris shall be placed outside of the areas subject to RSA 482-A. Any spoil material deposited within 250 ft. of any surface water shall comply with RSA-483-B.
7. No portion of breakwater as measured at normal full lake (Elev. 504.32 ft.) shall extend more than 50 ft. lakeward from normal full lake shoreline.

DES Web site: [www.des.nh.gov](http://www.des.nh.gov)

**P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095**

Telephone: (603) 271-3501 • Fax: (603) 271-6683 • TDD Access: Relay NH 1-800-735-2964

8. The breakwater shall not exceed 3 ft. in height (Elev. 507.32 ft.) over the normal high water line (Elev. 504.32 ft.).
9. The width as measured at the top of the breakwater (Elev. 507.32 ft.) shall not exceed 3 ft.
10. Rocks shall not be stockpiled on the frontage.
11. Opening of the 6 ft. gap at the shoreline shall be completed prior to the lakeward extension of the breakwater.

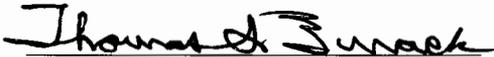
#### EXPLANATION

The DES Wetlands Bureau approved this project on August 01, 2016. DES supported its decision with the following findings:

1. This project is classified as a major project per Rule Env-Wt 303.02, (j), construction or modification of a breakwater.
2. The construction of a breakwater to provide safe docking at this site is justified in accordance with Rule Env-Wt 402.06, Breakwaters.
3. The applicant has an average of 100 ft. of shoreline frontage along Lake Winnepesaukee.
4. A maximum of 2 slips may be permitted on this frontage per Rule Env-Wt 402.13 Frontage Over 75'.
5. The proposed docking facility will provide 1 slip as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
6. The existing non-conforming breakwater modifications meet rule Env-Wt 402.07, Breakwaters, creating a breakwater meeting current rules for breakwaters.
7. The Department finds that because the project is not of significant public interest and will not significantly impair the resources of Lake Winnepesaukee a public hearing under RSA 482-A:8 is not required.

Application file documents are being forwarded to the Governor and Executive Council in connection with their consideration of this matter pursuant to RSA 482-A:3,II.(a) as it is a major project in public waters of the state.

We respectfully submit this request for your consideration.

  
Thomas S. Burack  
Commissioner



# WETLANDS PERMIT APPLICATION

Water Division/ Wetlands Bureau  
Land Resources Management

Check the status of your application: [www.des.nh.gov/onestop](http://www.des.nh.gov/onestop)



RSA/Rule: RSA 482-A/ Env-Wt 100-900

<b>RECEIVED</b> MAY 20 2016 Only NHDES LAND RESOURCES MANAGEMENT	<b>COMPLETE</b> Administrative MAY 20 2016 Administrative Use Only	File No: <b>2016-01419</b>
		Check No: <b>17317</b>
		Amount: <b>\$ 238.00</b>
		Fees: <b>L5L</b>

**1. REVIEW TIME:**  
Indicate your Review Time below. Refer to Guidance Document A for instructions.

Standard Review (Minimum, Minor or Major Impact)       Expedited Review (Minimum Impact only)

**2. PROJECT LOCATION:**  
Separate applications must be filed with each municipality that jurisdictional impacts will occur in.

ADDRESS: **934 Rattlesnake Island**      TOWN/CITY: **Alton**

TAX MAP: **75**      BLOCK:      LOT: **80**      UNIT:

USGS TOPO MAP WATERBODY NAME: **Lake Winnepesaukee**       NA      STREAM WATERSHED SIZE:       NA

LOCATION COORDINATES (If known): **43 34 31 N**       Latitude/Longitude       UTM       State Plane  
**71 17 75 W**

**3. PROJECT DESCRIPTION:**  
Provide a brief description of the project outlining the scope of work. Attach additional sheets as needed to provide a detailed explanation of your project. DO NOT reply "See Attached" in the space provided below.

**Add 16 linear ft. to existing breakwater. Add three fender piling Create 6' GAP At Shore End of Breakwater**  
*Breakwater Impact 190 SOFT. APPROX 23 CU YD*

**4. SHORELINE FRONTAGE**

NA This lot has no shoreline frontage.      SHORELINE FRONTAGE: **100'**

Shoreline frontage is calculated by determining the average of the distances of the actual natural navigable shoreline frontage and a straight line drawn between the property lines, both of which are measured at the normal high water line.

**5. RELATED PERMITS, ENFORCEMENT, EMERGENCY AUTHORIZATION, SHORELAND, ALTERATION OF TERRAIN, ETC...**

**88-963**

**6. NATURAL HERITAGE BUREAU & DESIGNATED RIVERS:**  
See the Instructions & Required Attachments document for instructions to complete a & b below.

a. Natural Heritage Bureau File ID:    **NHB 16 - 1431**

b.  Designated River the project is in ¼ miles of \_\_\_\_\_ ; and  
date a copy of the application was sent to the Local River Management Advisory Committee: Month: \_\_\_ Day: \_\_\_ Year: \_\_\_

NA

**7. APPLICANT INFORMATION (Desired permit holder)**

LAST NAME, FIRST NAME, M.I.: **Klaubert, Susan**

TRUST / COMPANY NAME:

MAILING ADDRESS: [REDACTED]

TOWN/CITY: **Goffstown**

STATE: **NH**

ZIP CODE: **03045**

EMAIL or FAX:

PHONE:

ELECTRONIC COMMUNICATION: By initialing here: \_\_\_\_\_, I hereby authorize NHDES to communicate all matters relative to this application electronically

**8. PROPERTY OWNER INFORMATION (If different than applicant)**

LAST NAME, FIRST NAME, M.I.:

TRUST / COMPANY NAME:

MAILING ADDRESS:

TOWN/CITY:

STATE:

ZIP CODE:

EMAIL or FAX:

PHONE:

ELECTRONIC COMMUNICATION: By initialing here \_\_\_\_\_, I hereby authorize NHDES to communicate all matters relative to this application electronically

**9. AUTHORIZED AGENT INFORMATION**

LAST NAME, FIRST NAME, M.I.: **Kenney, MARK**

COMPANY NAME: **Winnepesaukee Marine Const.**

MAILING ADDRESS: **60 Glidden Rd.**

TOWN/CITY: **Gilford**

STATE: **NH**

ZIP CODE: **03249**

EMAIL or FAX: **winnimarine@hotmail.com**

PHONE: **2937768**

ELECTRONIC COMMUNICATION: By initialing here **MK**, I hereby authorize NHDES to communicate all matters relative to this application electronically

**10. PROPERTY OWNER SIGNATURE:**

See the Instructions & Required Attachments document for clarification of the below statements

By signing the application, I am certifying that:

1. I authorize the applicant and/or agent indicated on this form to act in my behalf in the processing of this application, and to furnish upon request, supplemental information in support of this permit application.
2. I have reviewed and submitted information & attachments outlined in the Instructions and Required Attachment document.
3. All abutters have been identified in accordance with RSA 482-A:3, I and Env-Wt 100-900.
4. I have read and provided the required information outlined in Env-Wt 302.04 for the applicable project type.
5. I have read and understand Env-Wt 302.03 and have chosen the least impacting alternative.
6. Any structure that I am proposing to repair/replace was either previously permitted by the Wetlands Bureau or would be considered grandfathered per Env-Wt 101.47.
7. I have submitted a Request for Project Review (RPR) Form ([www.nh.gov/nhdnr/review](http://www.nh.gov/nhdnr/review)) to the NH State Historic Preservation Officer (SHPO) at the NH Division of Historical Resources to identify the presence of historical/ archeological resources while coordinating with the lead federal agency for NHPA 106 compliance.
8. I authorize NHDES and the municipal conservation commission to inspect the site of the proposed project.
9. I have reviewed the information being submitted and that to the best of my knowledge the information is true and accurate.
10. I understand that the willful submission of falsified or misrepresented information to the New Hampshire Department of Environmental Services is a criminal act, which may result in legal action.
11. I am aware that the work I am proposing may require additional state, local or federal permits which I am responsible for obtaining.
12. The mailing addresses I have provided are up to date and appropriate for receipt of NHDES correspondence. NHDES will not

  
Property Owner Signature

**Susan Klaubert**  
*Susan Klaubert*  
Print name legibly

**03 / 24 / 2016**  
Date

## MUNICIPAL SIGNATURES

### 11. CONSERVATION COMMISSION SIGNATURE

The signature below certifies that the municipal conservation commission has reviewed this application, and:

1. Waives its right to intervene per RSA 482-A:11;
2. Believes that the application and submitted plans accurately represent the proposed project; and
3. Has no objection to permitting the proposed work.

<input style="width: 100%; height: 100%;" type="text"/>	<input style="width: 100%; height: 100%;" type="text"/>	<input style="width: 100%; height: 100%;" type="text"/>
	Print name legibly	Date

#### DIRECTIONS FOR CONSERVATION COMMISSION

1. Expedited review ONLY requires that the conservation commission's signature is obtained in the space above.
2. Expedited review requires the Conservation Commission signature be obtained prior to the submittal of the original application to the Town/City Clerk for signature.
3. The Conservation Commission may refuse to sign. If the Conservation Commission does not sign this statement for any reason, the application is not eligible for expedited review and the application will reviewed in the standard review time frame.

### 12. TOWN / CITY CLERK SIGNATURE

As required by Chapter 482-A:3 (amended 2014), I hereby certify that the applicant has filed four application forms, four detailed plans, and four USGS location maps with the town/city indicated below.

<input style="width: 100%; height: 100%;" type="text"/>			
Town/City Clerk Signature	Print name legibly	Town/City	Date

#### DIRECTIONS FOR TOWN/CITY CLERK:

Per RSA 482-A:3,I

1. For applications where "Expedited Review" is checked on page 1, if the Conservation Commission signature is not present, NHDES will accept the permit application, but it will NOT receive the expedited review time.
2. IMMEDIATELY sign the original application form and four copies in the signature space provided above;
3. Return the signed original application form and attachments to the applicant so that the applicant may submit the application form and attachments to NHDES by mail or hand delivery.
4. IMMEDIATELY distribute a copy of the application with one complete set of attachments to each of the following bodies: the municipal Conservation Commission, the local governing body (Board of Selectmen or Town/City Council), and the Planning Board; and
5. Retain one copy of the application form and one complete set of attachments and make them reasonably accessible for public review.

#### DIRECTIONS FOR APPLICANT:

1. Submit the single, original permit application form bearing the signature of the Town/ City Clerk, additional materials, and the application fee to NHDES by mail or hand delivery.

**13. IMPACT AREA:**

For each jurisdictional area that will be/has been impacted, provide square feet and, if applicable, linear feet of impact

**Permanent:** impacts that will remain after the project is complete.

**Temporary:** impacts not intended to remain (and will be restored to pre-construction conditions) after the project is complete.

JURISDICTIONAL AREA	PERMANENT Sq. Ft. / Lin. Ft.	TEMPORARY Sq. Ft. / Lin. Ft.
Forested wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Scrub-shrub wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Emergent wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Wet meadow	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Intermittent stream	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Perennial Stream / River	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Lake / Pond	190' <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Bank - Intermittent stream	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Bank - Perennial stream / River	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Bank - Lake / Pond	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Tidal water	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Salt marsh	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Sand dune	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Prime wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Prime wetland buffer	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Undeveloped Tidal Buffer Zone (TBZ)	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Previously-developed upland in TBZ	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Docking - Lake / Pond	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Docking - River	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Docking - Tidal Water	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
<b>TOTAL</b>	190'	/

**14. APPLICATION FEE:** See the Instructions & Required Attachments document for further instruction

Minimum Impact Fee: Flat fee of \$ 200

Minor or Major Impact Fee: Calculate using the below table below

Permanent and Temporary (non-docking) 190 sq. ft. X \$0.20 = \$ 38.00

Temporary (seasonal) docking structure: \_\_\_\_\_ sq. ft. X \$1.00 = \$ \_\_\_\_\_

Permanent docking structure: \_\_\_\_\_ sq. ft. X \$2.00 = \$ \_\_\_\_\_

Projects proposing shoreline structures (including docks) add \$200 = \$ 200.00

Total = \$ 238.00

- The Application Fee is the above calculated Total or \$200, whichever is greater = \$ 238.00

Owner: Susan Klauert  
 Goffstown, NH 03045-2109  
 Site: 934 Rattlesnake Island  
 TM# 75 Lot# 80

Rattlesnake Island Assoc  
 TM# 76 Lot# 58

Site  
 Foot

WINNIPESAUKEE

LAKE

Rattlesnake Island

LAKE

WINNIPESAUKEE

TOWN OF ALTON

SELDING COUNTY, NEW HAMPSHIRE  
 JAMES W. SEWALL COMPANY, OLD TOWN, MAINE  
 SCALE 1 INCH = 100 ± FEET

REVISED & REPRINTED BY  
 CALTECHNOLOGIES  
 LITTLETON, NH 03881

For Attention: Registrar  
 Not to be used for Conveyance

LEGEND  
 1 PARCEL NUMBER  
 2 ADVISORY MAP  
 MATCH LINE

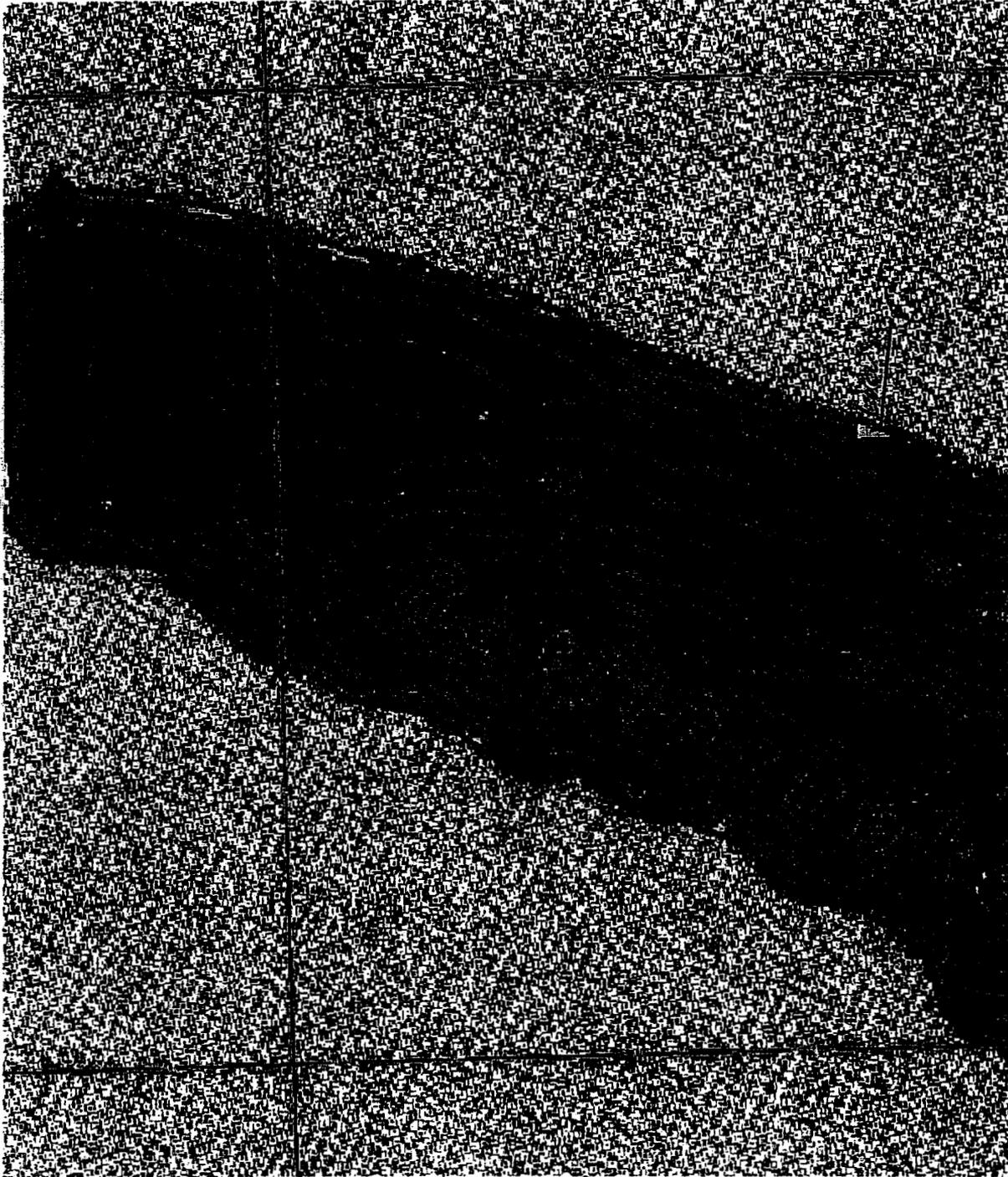
RECEIVED  
 MAY 20 2016

NHDES  
 LAND RESOURCES MANAGER

Owner: Susan Klaibert

Goffstown, NH 03045-2109

Site: 934 Rattlesnake Island  
TM# 75 Lot# 80



Center: 43.57°N 71.2999°W  
Elevation at center: 702 feet (214 meters)  
Quad: USGS West Alton  
Drg Name: o43071e3  
Drg Source Scale: 1:24,000

*M  
9/12*

RECEIVED  
MAY 20 2016  
NHDES  
LAND RESOURCES MANAGEMENT



# New Hampshire Natural Heritage Bureau

**To:** Patricia Scribner  
60 Glidden Rd.  
Gilford, NH 03249

**Date:** 5/6/2016

**From:** NH Natural Heritage Bureau

**Re:** Review by NH Natural Heritage Bureau of request dated 5/6/2016

NHB File ID: NHB16-1431

Applicant: Patricia Scribner

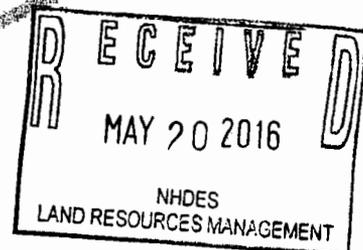
Location: Tax Map(s)/Lot(s): 75/80  
Alton

Project Description: Add 15 linear feet to existing breakwater

The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded occurrences for sensitive species near this project area.

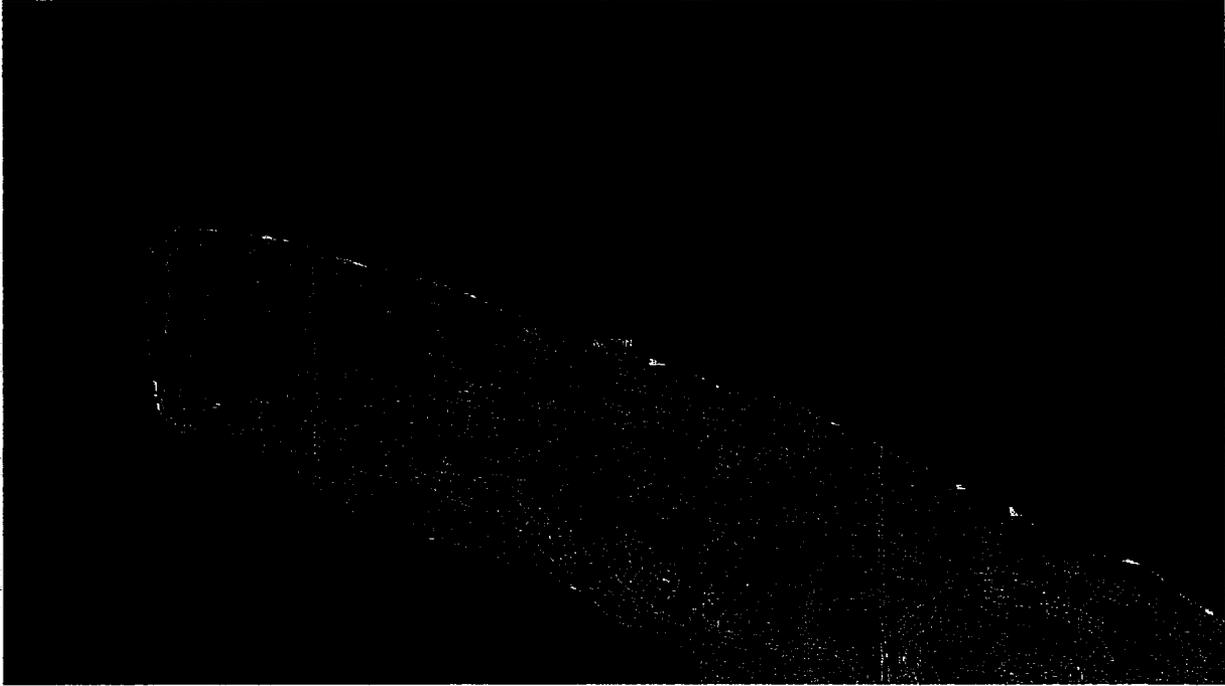
A negative result (no record in our database) does not mean that a sensitive species is not present. Our data can only tell you of known occurrences based on information gathered by qualified biologists and reported to our office. However, many areas have never been surveyed or have only been surveyed for certain species. An on-site survey would provide better information on what species and communities are indeed present.

This report is valid through 5/5/2017.





**MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB16-1431**



**Winnepesaukee Marine Construction Inc.**

**60 Glidden Road Gilford, NH 03249**

**(603) 293-7768**

**E-mail: [winnimarine@hotmail.com](mailto:winnimarine@hotmail.com) Web site: [www.lakewinnicon.com](http://www.lakewinnicon.com)**

May 3, 2016

**Abutters List**

Owner: Susan Klaubert

[REDACTED]

Goffstown, NH 03045-2109

Site: 934 Rattlesnake Island

TM# 75 Lot# 80

Abutters:

Ray Huot

[REDACTED]

Dunbarton, NH 03046

938 Rattlesnake Island

TM# 75 Lot# 79

Rattlesnake Island Assoc.

c/o Robert Moores

[REDACTED]

Pepperill, MA 01463

10F2



EXISTING

Abutter:  
Huat

20'  
Setback

50' Reference Line

20'  
Setback

Abutter:  
Rattlesnake Island Assoc.

Owner: Susan Klauert

Goffstown, NH 03045  
Site: 934 Rattlesnake Island  
TM# 75 Lot# 80

Lake Winnepesaukee

Scale 1"=20'

File # 16-01419

Winnepesaukee Marine Const.  
60 Glidden Rd.  
Gilford, NH 03249

5/11/16  
②

